

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
SPECIAL CIVIL APPLICATION No. 19135 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE AKIL KURESHI

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1 Whether Reporters of Local Papers may
be allowed to see the judgment ?

2 To be referred to the Reporter or not
?

3 Whether their Lordships wish to see
the fair copy of the judgment ?

Whether this case involves a
substantial question of law as to the
4 interpretation of the constitution of
India, 1950 or any order made
thereunder ?

5 Whether it is to be circulated to the
civil judge ?

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TARAPUR KELAVANI MANDAL - Petitioner(s)

Versus

STATE OF GUJARAT & 2 - Respondent(s)

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Appearance :

MR BHARAT T RAO for Petitioner(s) : 1,
MS MANISHA L SHAH AGP for Respondent(s)

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CORAM : HONOURABLE MR.JUSTICE AKIL KURESHI

Date : 08/09/2006

ORAL JUDGMENT

1. Rule. Learned Asst. Government Pleader Ms. Shah waives service of rule on behalf of respondents. At the joint request of learned advocates appearing for the parties, the petition is taken up for final disposal today.

2. Learned advocate Shri Rao for the petitioner points out that the question of recognition of the petitioner school came up for consideration before this Court in Special Civil Application No.10978/06. This Court by order dated 3rd July, 2006, remanded the proceedings to the authorities for reconsideration by quashing the impugned orders. Representation of the petitioner was to be considered. The reference in the said decision is with respect to standard 9 class, whereas the petitioner had also sought reconsideration in respect of standard 10 class. He submitted that having earlier filed the review application, the petitioner had withdrawn the same for filing the appropriate proceedings.

3. Considering the submissions made and having heard learned Asst. Government Pleader also, this

petition is disposed of with the direction that the respondents while reconsidering the question of recognition of standard 9 class of the petitioner shall simultaneously reconsider the question of recognition of standard 10 class also. For that purpose, the impugned order is quashed. If the petitioner so chooses, it will be open for the petitioner to make an additional representation in this regard.

4. With these directions, the petition is disposed of. Rule is made absolute to the above extent. No costs.

Direct service is permitted.

(Akil Kureshi, J.)

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